

**AMENDMENT TO RULES COMMITTEE PRINT 117-**

**54**

**OFFERED BY MR. GARAMENDI OF CALIFORNIA**

At the end of subtitle G of title X, insert the following:

1 **SEC. 10\_\_ . TRANSFER OF EXCESS AIRCRAFT TO OTHER**  
2 **DEPARTMENTS OF THE FEDERAL GOVERN-**  
3 **MENT.**

4 Section 1091 of the National Defense Authorization  
5 Act for Fiscal Year 2013 (Public Law 112–239; 10 U.S.C.  
6 2576 note) is amended—

7 (1) by striking subsections (c) and (e) and re-  
8 designating subsections (d), (f), and (g) as sub-  
9 sections (c), (d), and (e), respectively;

10 (2) in subsection (c), as redesignated—

11 (A) in paragraph (1), by striking “up to  
12 seven”; and

13 (B) by amending paragraph (2) to read as  
14 follows:

15 “(2) EXPIRATION OF RIGHT OF REFUSAL.—A  
16 right of refusal afforded the Secretary of Agriculture  
17 or the Secretary of Homeland Security under para-  
18 graph (1) with regards to an aircraft shall expire

1       upon official notice of such Secretary to the Sec-  
2       retary of Defense that such Secretary declines such  
3       aircraft.”;

4               (3) in subsection (d), as redesignated—

5                       (A) in paragraph (1), by inserting “,  
6                       search and rescue, or emergency operations per-  
7                       taining to wildfires” after “purposes”; and

8                       (B) in paragraph (2), by inserting “,  
9                       search and rescue, emergency operations per-  
10                      taining to wildfires,” after “efforts”; and

11               (4) by adding at the end the following new sub-  
12       section:

13       “(f) REPORTING.—Not later than November 1, 2023,  
14       and annually thereafter, the Secretary of Defense shall  
15       submit to the Committees on Armed Services of the Sen-  
16       ate and House of Representatives a report on aircraft  
17       transferred, during the fiscal year preceding the date of  
18       such report, to—

19                       “(1) the Secretary of Agriculture or the Sec-  
20                       retary of Homeland Security under this section;

21                       “(2) the chief executive officer of a State under  
22                       section 112 of the National Defense Authorization  
23                       Act for Fiscal Year 2012 (Public Law 112–81); or

24                       “(3) the Secretary of the Air Force, the Sec-  
25                       retary of Agriculture, or the Governor of California,

1 under section 1098 of the National Defense Author-  
2 ization Act for Fiscal Year 2014 (Public Law 113-  
3 66; 127 Stat. 881).”

